

Oregon Firearms Federation, Inc., et al. v. Brown, et al.

Brian DeLay

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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PENDLETON DIVISION

OREGON FIREARMS FEDERATION,	)
INC.,	)
et al.,	)
	) Civil No.
Plaintiffs,	) 2:22-cv-01815-IM
v.	) (Lead Case)
	)
KATE BROWN, et al.,	) Civil No.
	) 3:22-cv-01859-IM
Defendants.	) (Trailing Case)
	)
(Continued)	) Civil No.
	) 3:22-cv-01862-IM
	) (Trailing Case)
	)
	) Civil No.
	) 3:22-cv-01869-IM
	) (Trailing Case)

\* VIDEOCONFERENCE \*

VIDEOTAPED DEPOSITION UPON ORAL EXAMINATION OF  
EXPERT BRIAN DELAY

Witness located in:  
Berkeley, California

\* All participants appeared via videoconference \*

DATE TAKEN: March 14, 2023

REPORTED BY: Tia B. Reidt, Washington RPR, CCR 2798  
Oregon # 22-0001

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(continued) )  
)  
MARK FITZ, et al., )  
)  
Plaintiffs, )  
v. )  
)  
ELLEN F. ROSENBLUM, et al., )  
)  
Defendants. )  

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)  
)  
KATERINA B. EYRE, et al., )  
)  
Plaintiffs, )  
)  
v. )  
)  
ELLEN F. ROSENBLUM, et al., )  
)  
Defendants. )  

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)  
DANIEL AZZOPARDI, et al., )  
)  
Plaintiffs, )  
v. )  
)  
ELLEN F. ROSENBLUM, et al., )  
)  
Defendants. )  

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APPEARANCES

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\* \* \* \* \*

1 A. Okay.

2 Q. There's a -- kind of in the middle of the  
3 page, there's a blue box that says "Box Number 3."

4 Do you see that?

5 A. I do.

6 Q. And about halfway down the page, they make  
7 reference to the National Shooting Sports Foundation.

8 A. I see that.

9 Q. And it seems that Mr. Karp is using or relying  
10 on data from the National Shooting Sports Foundation.

11 A. That's what it seems.

12 Q. Okay.

13 Any reason to distrust that data?

14 A. Not to my knowledge.

15 Q. Okay.

16 So if we could switch back to your tweets in  
17 Exhibit Number 3, please.

18 And if we could turn to page number 6.

19 A. Okay.

20 Q. In about the middle of the page, you're  
21 discussing in your tweet how criminals obtain firearms.

22 A. I --

23 Q. Okay.

24 And you included a link to an article entitled  
25 "How dangerous people get their guns."

## C E R T I F I C A T E

STATE OF WASHINGTON

COUNTY OF PIERCE

I, Tia Reidt, a Certified Court Reporter in and for the State of Washington, do hereby certify that the foregoing transcript of the deposition of Brian DeLay, having been duly sworn, on March 14, 2023, is true and accurate to the best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 17th day of March, 2023.



/S/ Tia B. Reidt  
Tia B. Reidt, # 22-0001  
NOTARY PUBLIC, State of  
Washington.  
My commission expires  
5/15/2026.